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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/541,157

06/30/2005

Son Nguyen-Kim

13111-00023-US

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05/18/2009

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EXAMINER

PEZZUTO, HELEN LEE

ART UNIT

PAPER NUMBER

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Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10541157	6/30/2005	NGUYEN-KIM ET AL.	13111-00023-US

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Commissioner for Patents

This communication serves to clarify applicant's inquiry on the status of the rejected claims. The 103 rejections of record are applicable to all the claims that are currently under consideration. Namely, claims 30-31, and 36-47. This status is reflected in the PTOL-326 accompanying the Final Office Action mailed on 11/5/08. The history of the prosecution is as follow. Claims 1-35 were originally presented on 6/30/05. A restriction was requested on 9/20/07. Applicant initially elected claims 1-29 without traverse on 10/11/07. In response, a First office Action was mailed on 11/28/07, wherein claims 1-29 were rejected. In a supplemental response to the restriction requirement filed on 11/19/07, applicant apparently had second thoughts about the first election, cancelled claims 16-26, and 32-35, and elected claims 30-31 without traverse. As a result of the proximity of time line between various communication, applicant's second response was crossed in the mail with Examiner's first Office Action mailed on 11/28/07. Subsequently, a second Non-Final Office Action was mailed on 1/24/08, wherein claims 30-31 were rejected. In response, applicant amended claim 30 and added new claims 36-47 on 7/22/08. In the Final Office action mailed on 11/5/08, the examiner intended to reject claims 30-31, and 36-47, as shown in the PTOL-326 and in the body of the office action, wherein arguments were addressed. However, the examiner neglected to list new claims 36-47 as being rejected in the text of paragraph 3 in the Final Office Action. As such the examiner apologize for any confusion this may have caused applicant. In summary and for clarification purpose, claims 30-31, and 36-47 are currently rejected for the reasons of record.

/Helen L. Pezzuto/
Primary Examiner
Art Unit: 1796